

# EXHIBIT I (7 pages)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MMB Docket No. **1671-0271**

J & J Reference **DEP 5126**

Art Unit: **3765**

Application of: **Klotz et al.**

Examiner: **R. Lindsey**

Serial No. **10/622,527**

Filed: **July 18, 2003**

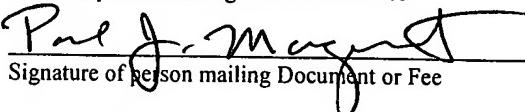
For: **Head Gear Apparatus**

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## LETTER

Commissioner for Patents  
P.O. Box 1450  
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Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

1. Executed Declaration and Power of Attorney and;
2. One return post card.

It is respectfully requested that the post card be stamped with the date it is received and returned as soon as possible. Please charge any fee deficiency or credit any overpayment to Deposit Account No. 13-0014, but not to include any payment of issue fees.

Respectfully submitted,

MAGINOT, MOORE & BECK LLP



Paul J. Maginot  
Attorney for Applicants  
Registration No. 34,984

July 22, 2005  
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**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought in the application entitled

Head Gear Apparatus, the specification of which  
 (check one) \_\_\_\_\_ is attached hereto.  
 \_\_\_\_\_ X was filed on July 18, 2003 as  
 United States Application Serial No. 10/622,527 or  
 PCT International Application No. \_\_\_\_\_  
 and was amended on \_\_\_\_\_  
 (if applicable)

I hereby declare that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to herein.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate on which priority is claimed (as listed below) and I have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed	
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby claim benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

Application Number	Filing Date

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status)(Patented, Pending, Abandoned)

And I hereby appoint Paul J. Maginot, Registration No. 34,984, Harold C. Moore, Registration No. 37,892, Michael D. Beck, Registration No. 32,722, David M. Lockman, Registration No. 34,214, David B. Quick, Registration No. 31,993, James D. Wood, Registration No. 43,285, and Russell E. Fowler, Registration No. 43,615 as attorneys of record with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Please direct all communications regarding the application to:

Paul J. Maginot, Esq.  
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 Indianapolis, Indiana 46204-5115  
 Telephone (317) 638-2922  
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Conrad Klotz

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Inventor's signature Chris Clupper Date: 7/18/05  
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Full name of third inventor: Rudy R. Diaz

Inventor's signature \_\_\_\_\_ Date: \_\_\_\_\_  
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Full name of fourth inventor: Kimberly A. Dwyer

Inventor's signature \_\_\_\_\_ Date: \_\_\_\_\_  
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Full name of fifth inventor: Sam Sackett

Inventor's signature \_\_\_\_\_ Date: \_\_\_\_\_

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Full name of sixth inventor: Trent Wilkinson

Inventor's signature \_\_\_\_\_ Date: \_\_\_\_\_

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Citizenship: USA

Post Office Address: Same

**July 22, 2005**

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**Letter for Patent Application for:  
Head Gear Apparatus**

Serial No. 10/622,527  
Filed: July 18, 2003  
Applicants: Klotz et al.  
J&J Reference: DEP 5126  
MMB Docket No. 1671-0271

**Includes:**

- (x) Transmittal Letter
- (x) Executed Declaration and Power of Attorney



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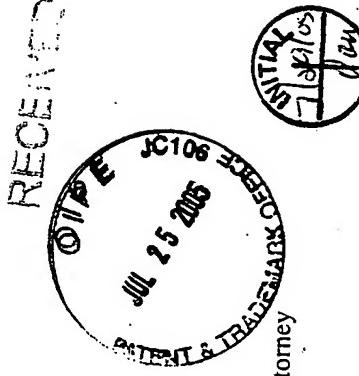
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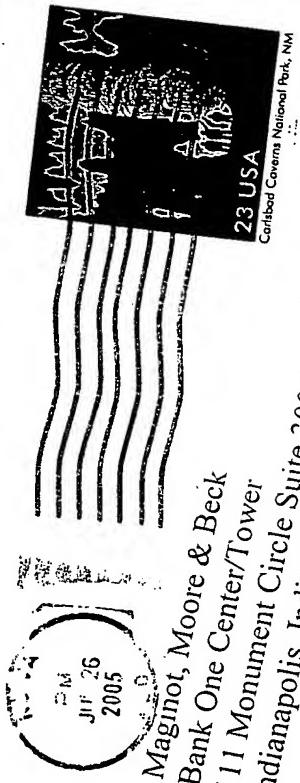
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